GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Health Medical & Family Welfare Department - Allegations of corruption against Dr. M.Krishnaiah, formerly RMO & Hospital Administrator, S.V.R.R.G.G.Hospital, Tirupathi - Trapped by the ACB officials on 11.6.2004 – Placed under suspension - Prosecuted in a Court of Law - Retired from service on 30.06.2006 – Acquitted by SPE & ACB Court Nellore dated:30.08.2011 - Criminal Appeal (CRLA) No.161/2012 filed – Dismissed and confirmed the Judgement dated 30.08.2011 in CC No.23 of 2005 - Further action dropped duly regularising the suspension period as 'On-Duty' in terms of FR.54-(B)(3) – Orders - Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC.I) DEPARTMENT

G.O.RT.No. 584 **Dated: 30-09-2024**

Read the following:

1. G.O.Ms.No.650, HM&FW (VC.I) Department, Dated: 02-08-2005.
2. Orders of SPE& ACB Court, Nellore Dated: 30-08-2011 in CC No.23/2005.
3. From the DG, ACB, Rc.No.129/RCT-TCT/2004, Dated: 14-12-2011.
4. Govt.Memo.No.11984/VC1(2)/2004-7, HM&FW(VC.I), Dated: 27-01-2012.
5. From the DG, ACB, Rc.No.129/RCT-TCT/2004, Dated: 13-03-2012.
6. From the DG, ACB, Rc.No.129/RCT-TCT/2004, Dated: 10-07-2024.

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O R D E R:

In the reference 1st read above, Government have accorded permission to prosecute Dr. M.Krishnaiah, Residential Medical Officer and Hospital Administrator, SVRR Government General Hospital, Tirupathi, Chittoor District in a Court of Law for the offence punishable U/s. 7 & 13 (2) r/w 13(1)(d) of P.C. Act, 1988 on the allegation that he demanded and accepted bribe amount of Rs.5000/- on 11-06-2004 from the complainant for doing an official favour in issuing disability certificate who was injured in a road accident .

2. In the orders 2nd read above, the Special Judge for SPE& ACB Court cases Nellore has pronounced judgment, that the Accused Officer, Dr.M.Krishnaiah, Residential Medical Officer and Hospital Administrator, SVRR Government General Hospital, Tirupathi, Chittoor District is found not guilty of offence punishable under U/s. 7 & 13 (2) r/w 13(1)(d) of P.C. Act, 1988 and Accordingly he was acquitted of the same under Sec 248 (1) Cr.PC.

3. In the letter 3rd read above, the Director General, Anti-Corruption Bureau while enclosing a copy of judgment dated 30-08-2011 in CC No.23/2005 of the Special Judge Court for SPE & ACB Cases, Nellore along with the opinion of the Legal Advisor of Anti-Corruption Bureau opined that it is a fit case to file Criminal Appeal in the Hon'ble High Court of Andhra Pradesh, Hyderabad against the judgment of the Lower Court against Accused Officer, Dr. M.Krishnaiah Residential Medical Officer and Hospital Administrator, SVRR Government General Hospital, Tirupathi, Chittoor District.

4. In the Memo 4th read above, Government have accorded permission to the Director General, Anti Corruption Bureau, AP, Hyderabad to prefer an appeal in the High Court of Andhra Pradesh against the acquittal Judgment of trial court dated: 30-08-2011 in C.C.No.23/2005.

5. In the letter 5th read above, the Director General, Anti-Corruption Bureau has informed that Bureau filed Criminal Appeal CRLA No.161/2012 (Criminal Appeal (SR) No.4871/2012) on 07-02-2012 before the Hon'ble High Court against the acquittal orders dated:30.08.2011 of the trial Court in CC No.23/2005, in respect of Dr.Mude Krishnaiah, formerly Deputy Civil Surgeon Resident Medical Officer & Hospital Administrator, SVRRGG Hospital, Tirupathi, Chittoor District (retired).

6. In the letter 6th read above, the Director General, Anti-Corruption Bureau has informed that the Hon'ble High Court vide order Dt.25.01.2024, dismissed the Criminal Appeal preferred by the Bureau, confirming the judgment, Dt.30.08.2011 vide CC No.23/2005, on the file of Special Judge for SPE & ACB Cases, Nellore. Further Bureau opined that it is not a fit case to prefer S.L.P in the Supreme Court of India against the order Dt:25.01.2024 of the Hon'ble High Court of Andhra Pradesh in Criminal Appeal No.161/2012.

(PTO)

7. After careful examination of the matter and in view of the directions of Hon'ble High Court and the recommendation of Director General, Anti-Corruption Bureau, Government have decided to drop further action against Dr. M.Krishnaiah, formerly Residential Medical Officer and Hospital Administrator, SVRR Government General Hospital, Tirupathi, Chittoor District in the Trap Case in Cr.No.10/RCT-TCT/2004 by the ACB, duly treating the suspension period as 'On-Duty' in terms of FR.54-(B)(3) with all consequential benefits, on the account of orders dated 25.01.2024 of the Hon'ble AP High Court in Criminal Appeal No.161 of 2012 confirming the judgement dated 30.08.2011 vide CC No.23/2005.

8. Accordingly, Government hereby drop further action against Dr.M.Krishnaiah, formerly RMO & Hospital Administrator, S.V.R.R.G.G. Hospital, Tirupathi in the trap Case duly treating the suspension period as 'On-Duty' in terms of FR.54-(B)(3) with all consequential benefits, on account of orders dated 25.01.2024 of Hon'ble High Court in Criminal Appeal No. 161 of 2012 confirming the judgement, Dated.30.08.2011 vide CC No.23/2005, on the file of Special Judge for SPE & ACB Court, Nellore.

9. The Director of Public Health & Family Welfare, Andhra Pradesh, Vijayawada shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.T.KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Dr.M.Krishnaiah, formerly RMO & Hospital Administrator, S.V.R.R.G.G. Hospital, Tirupathi through the Director of Public Health & Family Welfare, AP, Vijayawada.
The Director of Public Health & Family Welfare, AP, Vijayawada.
Copy to:
The APVC.
The Director General, ACB, PNBS, 2nd Floor, Krishnalanka, AP, Vijayawada.
The OSD to Hon'ble Minister (HFW&ME).
The PS to Spl.Chief Secretary to Government.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER